

3 November 1954

MEMORANDUM FOR: DEPUTY DIRECTOR (PLANS)

SUBJECT: Notes for Briefing of "The Task Force on Intelligence Activities", (i.e., Clark Group)

As you only have thirty minutes for this preliminary exercise, it is suggested that you touch lightly on items A and D and utilize most of your time on items B and C.

Legislative Basis

A. National Security Act of 1947.

The National Security Council and the Central Intelligence Agency were both established by the National Security Act of 1947. The Act provided that the CIA should:

1. Coordinate the intelligence activities of the several government departments and agencies.
2. Correlate and evaluate intelligence relating to national security.
3. Advise the NSC concerning such intelligence activities of the government departments and agencies as relate to national security.
4. Make recommendations to the NSC for the coordination of intelligence activities.
5. Perform, for the benefit of the existing intelligence agencies, such additional services of common concern as the National Security Council determines can be more efficiently accomplished centrally.

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The legislative basis for covert operations and for espionage and counter-espionage is found in the above provisions. The National Security Council issued various Intelligence Directives to implement the provisions of the Act.

Implementing Directives

B. National Security Council Intelligence Directive Number 5.

In December of 1947, the NSC issued NSCID 5 -- the first of the directives to CIA bearing on clandestine operations. NSCID 5 is the basic document that authorizes and directs espionage and counter-espionage operations. It directs the DCI to conduct all organized Federal espionage and counter-espionage outside the U.S. and its possessions, except for certain agreed activities conducted by other departments and agencies. These activities pertain to the conduct of espionage and counter-espionage by the military services for the express purpose of protecting their organizations when located in foreign territory.

This Directive (NSCID 5) makes DCI responsible for:

1. Coordinating covert and overt collection of intelligence.
2. Coordinating the use of casual agents employed by other IAC agencies with the organized covert activities.
3. Disseminating intelligence information to other agencies.
4. Coordinating espionage and counter-espionage with the senior U.S. representative and informing the senior military commander in general of clandestine collection activities conducted in or from an occupied area.
5. Planning service support of espionage and counter-espionage projects jointly with the Joint Chiefs of Staff.
6. Placing CIA personnel who are conducting espionage and counter-espionage operations in an active theaters of war under the direct command of the theater commander.

**C. NSC 5412 - Basic Charter for Covert Operations.
(Political, Psychological and Paramilitary)**

In the latter part of 1947 the NSC had been deliberating on the possibility of supplementing its overt foreign activities with covert measures. These deliberations were translated into action when Czechoslovakia fell to the Communists and we had no means to prevent it, and when the Italian elections of 1948 were barely salvaged by a series of impromptu political operations. Thus, on 18 June 1949, the NSC directed that a new office be created within CIA to plan and conduct covert operations; and, in coordination with the Joint Chiefs of Staff, to plan and prepare for the conduct of such operations in wartime. The initiation of U.S. covert operations in time of "peace" was a landmark in U.S. National policy.

A covert operation is one so planned and executed that U.S. responsibility for it is not evident, and, if uncovered, the U.S. Government can plausibly disclaim any responsibility.

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NSC 5412, dated 15 March 1954 is our basic charter. This paper states that covert operations will be used to support U.S. foreign and military policies, will be consistent with such policies and that they must be conducted in such a manner that any such operation can be disclaimed by this Government. NSC 5412 requires that covert operations be correlated with all espionage and counter-espionage operations of this Government under the overall control of the Director of Central Intelligence.

Prior to September 1953 we received our guidance for the conduct of covert operations from representatives of the Departments of Defense and State, and at times and to a lesser degree from the former Psychological Strategy Board. We now receive our principal guidance through the newly established Operations Coordination Board, of which our Director is a member.

Coordinating Agreement with Defense

D. Command Relationships Between the CIA Organization and the Armed Forces in Active Theaters of War Where American Forces are Engaged.

This paper is an agreement approved by DCI and JCS which establishes CIA's relationship with the military services in war. Five of its principal features are:

- 1. In active theaters of war or in other areas where U.S. Forces are engaged in combat operations, CIA (forces) retain their organizational integrity.**
- 2. The exercise of control by CIA over CIA Forces, corresponds to that of the military services over their respective component forces as set forth in the document pertaining to Joint Action of the Armed Services.**
- 3. The authority of Theater Commander over CIA Forces in his theater corresponds to that which he exercises over military forces assigned to his command.**
- 4. CIA operations which have delicate political or diplomatic implication will be conducted independently under the control of the DCI. Such operations within, mounted from, or staged through theaters of war, will be coordinated with the JCS. Theater Commanders will be informed and the necessary military support will be assured by the Joint Chiefs of Staff.**
- 5. Independent unconventional warfare operations conducted by JCS Commanders will be coordinated with CIA.**

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CDP 1-977

19 July 1955

MEMORANDUM FOR: Director of Training

SUBJECT: Certain observations concerning the Clark Committee Report on CIA.

1. Pursuant to your request, made during the Director's meeting with the ADs yesterday, I am attempting in this memorandum to set down on paper the gist of certain observations which I have made to the top staff of the AD/P area concerning the Clark Committee Report. Although this has all been kept on an oral basis, I briefed the staff and requested them to brief others downward in the chain of command, for the express purpose of putting to rest some exaggerated and rather alarmist notions and rumors which were gaining currency as the result of the press handling of the Clark Committee Report.
2. The Clark Committee findings, conclusions and recommendations, taken collectively and in the whole, are by no means as adverse and derogatory as some newspaper reporters and columnists would lead one to believe. Most, if not all, of the adversely critical material in the secret reports were included in the published report; but much of the favorable and laudatory material in the secret reports was omitted from the published report. Some writers who are apparently unfriendly to the Agency have seized upon portions of the published material and have enlarged upon it, quoted passages out of context, and otherwise managed to create the impression that the Agency was found egregiously wanting and taken heavily to task by the Clark Committee. On the basis of the very thorough analysis which has been made of the portion of the report dealing with the clandestine services, their personnel and operations, I would say that there are no criticisms of such an exaggerated or apparently hostile character that we cannot live with them, and that there are in fact some very favorable findings and conclusions which tend to give the report a considerable degree of balance. Two or three of the recommendations having to do with organization will presumably not be found feasible or otherwise acceptable, especially those which are regarded as calling for retrograde steps. (We know from actual experience that a complete separation of secret intelligence activities from operations in the political action field does not produce any panacea -- when we had it that way we were still critically short of intelligence concerning Soviet capabilities and intentions. This is the inadequacy most pointedly criticized in the report, and the Agency, of course, makes no claim that we have achieved a satisfactory degree of success in this regard.)

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3. The portion of the report from which we can draw the greatest amount of satisfaction and encouragement is the finding and conclusion which substantially vindicates the Agency with regard to the McCarthy-type charges of Communist infiltration and subversive design. The Clark Committee goes about as far as could ever be expected of any investigating committee in the direction of giving the Agency a clean bill of health. An almost equally important finding of a favorable character is that which certifies to our apparent regularity as regards the expenditure of unvouchered funds. In fact, if the report contained no other favorable elements than those relating to these two extremely critical points, we would have much to be thankful for, since it is in precisely these areas that the most serious charges have been hurled against the Agency and any appreciable measure of culpability would be most devastating. In order to appreciate fully the significance of these findings, the following points should be borne in mind:

a. Twice within a very short space of time the Clandestine Services have been thoroughly investigated and in each case -- although the approach and motivation were different -- we have come off clean and whole;

b. Although the Doolittle Committee was suspected by some of being friendly and generally well-disposed toward the Agency, there is no doubt that the group of hard-working individuals who made up that committee called their shots as they saw them, and would have considered it their duty to the President and to the public to point out all inadequacies, and worse, which they might have found;

c. Whatever else may be said of the outlook and orientation of the Clark Committee, certainly no one, repeat NO ONE, has ever suggested that its purpose was to "whitewash" the Agency -- if anything a contrary impression was created by certain statements and actions on the part of the Chairman which became matters of public knowledge, viz., the published report of his having called upon and solicited advice from Senator McCarthy, and the more or less public solicitation of any and all adverse information concerning CIA and its personnel; and

d. The fact that all enemies of the Agency and people with special axes to grind were given full opportunity by the Clark Committee to be heard, with the result that just about every "dime out" that could be thrown at us, in fact, was thrown at us -- but without appreciable adverse effect in so far as this can be determined from the contents of the report.

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It is submitted that under the circumstances the personnel of this Agency are entitled to feel very reassured and, in fact, proud to belong to an organization which has so successfully withstood the acid test of these unprecedented investigations. I consider that we are entitled to hold our heads high and to indulge ourselves in a modest amount of self-congratulation. Certainly there is no longer any reason for the personnel of this Agency to feel that the Agency is under the gun or required to offer apologies. [It is my personal opinion that the time has now arrived when this Agency can and should go over onto the attack against its irresponsible critics. This is, of course, a matter which must be handled with the greatest of care, and subordinate officials should not undertake any free-wheeling initiative in this regard -- but in well-calculated ways I believe that we should let it be understood that the "open season" on CIA is closed and that it is no longer a fashionable or profitable pursuit to sling mud at our people.]

(S) FRANK C. WISNER

FRANK C. WISNER
Deputy Director (Plans)

cc: DCI
IG
C/DP ✓

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This document has been approved for release through the HISTORICAL REVIEW PROGRAM of the Central Intelligence Agency.

Date

5/5/92

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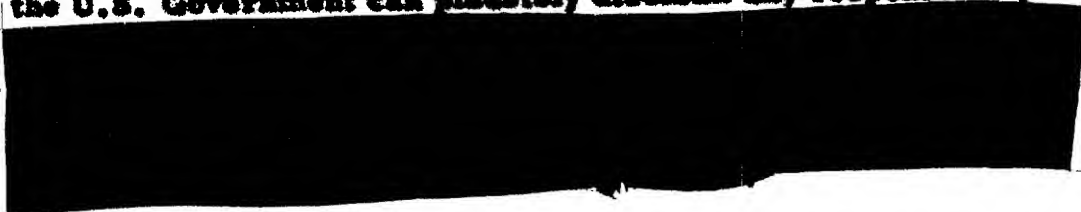
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